



Information on data protection for shareholders and persons attending the AGM of Hamburger Hafen und Logistik AG

From 25 May 2018, new data protection rules will come into effect through the EU General Data Protection Regulation, including in relation to transparency requirements. The following information is therefore provided by way of guidance regarding the processing of your personal data by Hamburger Hafen und Logistik Aktiengesellschaft (HHLA) and your rights under data protection law.

Responsible for data processing

Hamburger Hafen und Logistik Aktiengesellschaft
Bei St. Annen 1, 20457 Hamburg, Germany
Telefon: +49 40 3088-0, Fax: +49 40 3088-3355, ► info@hhl.de

Please contact our data protection officer if you have any questions regarding this information. Our data protection officer can be contacted either by post, at the above address, or by email at ► datenschutz@hhl.de

Legal basis for data processing

We process your personal data while complying with the EU General Data Protection Regulation (GDPR) as well as with the German Federal Data Protection Act (BDSG), the German Stock Corporation Act (AktG) and any other relevant legal provisions.

Transmitter of data

HHLA shares are registered shares. For registered shares, Section 67 AktG stipulates that these must be entered in the company's share register, including the shareholder's name, date of birth and address as well as the number of shares or the share certificate numbers belonging to the shareholder. In principle, the shareholder is obliged to provide the company with this information.

The banks involved in the purchase or custody of your HHLA registered shares will normally forward to us on your behalf the details that are relevant to the maintenance of the register (for example, in addition to the aforementioned data, your nationality, your gender and the remitting bank). This is implemented through Clearstream Banking Frankfurt, which, as a central securities depository, is responsible for the technical processing of securities transactions and for the custody of shares on behalf of banks. Should you sell your shares, we will likewise be notified of this through Clearstream Banking Frankfurt.

Purpose of data processing

We will use your personal data for the purposes stipulated in the Stock Corporation Act. In particular, these are the maintenance of the share register, communication with you as a shareholder and holding Annual General Meetings.

We will also use your data for purposes consistent with those outlined above (in particular, for the creation of statistics, e.g. for the presentation of shareholder developments, the number of transactions or for overviews of the company's key shareholders). The legal basis for the processing of your personal data is the Stock Corporation Act in conjunction with Art. 6 (1) (c) and (4) GDPR.

We may also process your personal data for the fulfilment of further statutory obligations where necessary, such as for regulatory requirements or retention obligations under company, commercial or tax law. In order to comply with provisions of company law, for example, we must record in a verifiable format the data provided to document the authorisation of the voting proxies, who are chosen by the company for the Annual General Meeting. In this case, the relevant statutory provisions and Art. 6 (1) (c) GDPR will serve as the legal basis for processing the data.

In individual cases, we will also process your data in order to safeguard our legitimate interests under Art. 6 (1) (f) GDPR. For example, this may be necessary if, in the event of capital increases, we are required to exclude certain shareholders due to their nationality or place of residence from notifications regarding offers for subscription, in order to comply with the securities legislation of such non-European countries.

Should we intend to use your personal data for a purpose not indicated above, we will notify you of this in advance, in accordance with the applicable statutory provisions.

Forwarding of data to third parties

External service providers: We will sometimes make use of external service providers for the administration and technical maintenance of the share register (share register service company, IT service provider) and for the holding of Annual General Meetings (AGM service providers, service providers handling the printing and dispatch of shareholder notifications).

Further recipients: If you attend the Annual General Meeting, under Section 29 AktG, other HHLA shareholders will be able to look at any of your personal data contained within the list of participants. We may also be obliged to forward your personal data to further recipients, e.g. to authorities in fulfilment of statutory notification obligations (e.g. if the voting rights thresholds prescribed by law are exceeded).

Data storage period

We will anonymise or delete your personal data as soon as they are no longer required for the above-mentioned purposes and provided that we are not obliged to continue to store them on the basis of statutory documentation and retention obligations (e.g. under the Stock Corporation Act, the German Commercial Code or the German Fiscal Code). The data registered in connection with Annual General Meetings will normally be stored for a period of up to three years. Following the sale of shares, we are normally obliged to retain the data stored in the share register for a further period of ten years. In addition, in exceptional cases, we will retain personal data where this is necessary in connection with claims asserted against our company (with a statutory limitation period of up to thirty years).

Forwarding of data to non-European countries

In the event that we forward personal data to service providers outside of the European Economic Area (EEA), this will only occur insofar as the European Commission has confirmed that the third country in question has an appropriate level of data protection or is subject to other appropriate data protection guarantees (e.g. the service provider in question has binding internal data protection rules or the European Commission's standard contract clauses have been stipulated). You may request detailed information on this and on the level of data protection for our service providers in third countries from the address provided above.

Your data protection rights

Right to information: You may request information on your stored personal data from our address provided above. Subject to certain conditions, you may also request the deletion of your data or restrictions regarding their processing (e.g. in the event of unlawful processing of your data). Where possible, please notify us via your custodian bank of any corrections to your personal data.

Right of objection: Insofar as we process your data to safeguard legitimate interests, you may submit an objection to this processing to our address provided above, where the specific situation in question justifies refraining from processing data. In this instance, we will no longer process your data except in fulfilment of dominant and imperative interests on our part that are worthy of protection.

Right of complaint: If you wish to submit a complaint regarding the handling of your data, you may contact our data protection officer at the above address or the relevant data protection supervisory authority. The data protection supervisory authority responsible for HHLA is:

The Hamburg Commissioner for Data Protection and Freedom of Information
Klosterwall 6 (Block C), 20095 Hamburg, Germany
► mailbox@datenschutz.hamburg.de

This information is current as of May 2018.

Where necessary, we will notify you again in the event of relevant changes to this information.